REVENUE (194 Department

SERIES.

G.O. No 263

Dated 12th October 1946

[Despatch Abstract.]

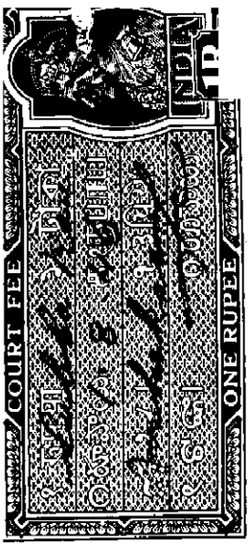
Assessment - Land Revenue - (South Kanara) - Coondapur Taluk Maduru village - Holding [illegible] - Request for remission of arrears.

Book Papers.

No.	Department.	Date.	G.O.	No.	Department.	Date.
MS	1552	Rev				
MS	2149	Rev	30.11.45			
MS	15	"Rev	3.1.1942			
MS	2426	Rev	24.10.45			
MS	1292	Rev	12.7.45			
MS	861	Rev	27.4.44			
MS	1859	Rev	18.9.44			

Further Papers.

G.O.	No.	Department.	Date	G.O.	No.	Department.



ARY TO GOVERNMENT
4 AUG 1946
H0495
REVENUE DEPARTMENT

Before the Government of Madras, Revenue Department,
Fort St. George, Madras.

A. Subba Rao, son of Attavar Rama Rao, residing in Nireswallya, Mangalore Town.) Petitioner.

Petitioner above-named begs to state:

1. That the properties comprised in Patta No.1 of Mudur village, Coondapoor Taluq, S.Kanara District, is a forest tract consisting of about 2078 acres of Punja plot and about 18 acres of land classified as Nanja and Bagayath but which remain fallow. The whole property is assessed at Rs.677- 0- 0. Along with about 542 acres of punja lands comprised in Patta No.2 they belong to petitioner and his minor brother.

2. The said properties originally belonged to Petitioner's father A.Rama Rao, who owned other properties in the district paying an assessment of over Rs.4000/-. The said A.Rama Rao however fell into evil days and large amounts became due from him. To the Srimadanantheswara Temple at Manjeswar, alone he had to pay a sum of Rs. 2½ lakhs. To Sri Pandit Shiva Rao and Kalyani Bai he had to pay over Rs.50000/-.

3. The aforesaid Pandit Shiva Rao and Kalyani Bai brought to sale over 300 acres Nanja and Bagayat plots together with 700 & odd acres of 1st class forest land adjoining the abovementioned tract and purchased the same in part satisfaction of their decrees for Rs.6000/-. For the balance they sought to sell these plots which however remained unsold for want of purchasers with the result that the decree was ultimately held to have become barred in July 1943.

4. All other remaining properties of A.Rama Rao were put in the possession of a Receiver at the instance of

Sri Madananthesvar Temple and other creditor and they were ultimately sold. With the result that out of the vast estates of Sri A. Rama Rao only the properties comprised in the Patta No.1 and a small portion of about 542 acres of dry land in Patta No.2 of the aforesaid Mudur village, Coondapoor Taluq, have remained to petitioner and his minor younger brother Sadananda who are the sole heirs of A.Rama Rao are left only with these properties.

5. Petitioner submits that the aforesaid tract is a non-yielding highly malarial place where no cultivation is carried on, nor is it possible to cultivate. The entire village of Muddur consists of 14800 & odd acres of land and there are only about 160 residents. No cultivation is being carried on even of arable Nanja & Bagayath lands in the said village and large portions have been sold for non-payment of assessment.

6. The tract comprised in patta No.1 and the portion of patta No.2 belonging to petitioner and his brother are pure hill tracts very near to the Kotesadri Hills. They are bounded by British reserve forests on southern and northern sides and of Mysore forest territory on the eastern side. There is no proper communication from the towns and no adequate facilities for any agricultural purposes. Hence the property is not yielding anything nor can it be made to yield any unless large amounts are sunk therein.

7. Petitioner submits that a limited concern The Laxmi Forests was floated for the forest tracts now comprised in patta No.2, 18 & 22 of the said village which are much better properties. Even they could not be worked with the result that the Company went into liquidation.

8. As a result of all these considerations the Government had remitted the assessment due for the 2 years of 1931 and 1932. The subsequent assessment has remained unpaid as aforesaid due to the absolutely straitened circumstances of petitioners and due to paucity of funds. Even the moveables of Sri A. Rama Rao, were sold for arrears of assessment of this forest tract on 12-9-1933.

9. Petitioner has attained majority on 11-3-45 and now finds that Assessment from 1933 onwards has not been paid. Neither he nor his minor brother are possessed of any means and they are unable to pay any amount. The properties as aforesaid are not yielding anything nor can they be made to yield any.

Petitioner therefore humbly prays that the arrears of revenue kept suspended so far be remitted and justice done to him.

Mangalore.)
D/- /-8-1946)

A. Subba Rao
Petitioner.

Rev. 1946

Memo. No H.D.H.9.E/46-1 Dated 13-8-46

Assessment - Land Revenue - (South Kanara Coondapur Taluk - Nudur Village - Holding no. 1 - Arrears due - Suspended - Remission requested)

PP 1-3 From A. Subba Rao, petition dt. 6-8-46.

A copy of the petition quoted above is ~~enclosed herewith~~ forwarded to the Collector of South Kanara for remarks. The Collr. is requested to submit ~~Send to Govt. a report~~ his remarks which should be submitted through the Bd of Rev.

To, The Collr. of S. Kanara with a copy of PP 1-3 C.F. Rup

" The Bd of Rev (Inf) 9-8-46

9-8-46

10/8/46

13/8/46

17/8

17/15-8

M. Issue

NL

14/8/46.

REVENUE DEPARTMENT

Subject.

Assessment--Land Revenue (South Kanara) Coondapur Taluk--Mudur village--H.No.I. Arrears-- Suspended--Revision Petition Report--Submitted.

Ref:S.5552/46-2

STATION: Madras. Dated 14-9-1946.

From

C.A.Ramakrishnan Esqr, I.C.S.,
Joint Secretary,Board of Revenue,.

Sir.Gerald Priestley, K.C.I.E., I.C.S.,
Commissioner of Land Revenue,and Irrigation.

****

p.c. ante

READ: Government Memorandum No.4049 E/46-1 Revenue dated 13-8-1946.

¶¶6-7 infra

From the Collector South Kanara L.Dis.8282/46 dated 28-8-46.

REFERENCE:

Submitted to the Government.

¶7 infra

2.The Board agrees with the Collector that the petitioner's request to remit the arrears may now be rejected and recommends that the petition may be informed that the lands in question will be put up for sale after 1-4-1948 under the Revenue Recovery Act for the recovery of arrears of revenue due on the lands.

¶¶ 1-3 ante

¶¶6-7 infra

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3. A copy of the petition dated 1-8-1946 from Sri. A.Subba Rao and a copy of the South Kanara Collector's remarks thereon are forwarded to the Chief Conservator of Forests,Madras. From the description given in the petition the holding seems to b almost an enclave in the Reserve Forests on the Ghats near Koteshadri mountain. The Chief Conservator of Forests is requeste to state if his department would require the land if Government should happen to buy it on sale under the Revenue Recovery Act.

For Joint Secretary.

To

The Secretary to Government
Revenue Department with a copy of the
Collectors letter.

M.A. 14/9

¶¶6-7 infra

La saR 17/9

L.Dis.8282-46.

S.K. Collector's Office,
Mangalore, dated 28-8-46.

From
S. Bhoothalingam Esq., OBE., ICS.,
Collector of South Kanara,
MANGALORE.

To
The Secretary to Government,
Revenue Department,
M A D R A S.

Through,

The Secretary, Board of Revenue, Land Revenue and Irrigation, M A D R A S.

Sir,

ASSESSMENT - Land Revenue -(South Kanara) -Coondapu Taluk - Mudur Village - H.No.1 - Arrears - Suspende Remission - Petition - Report submitted.

Ref: (1) Government Memo No.4049E/46-1 dated 13-8-1946.
(2) Board's Ref.S.5552/46-1 dated 14-8-46.

The petitioner states that himself and his younger brother had inherited the lands comprised in holding Nos. 1 and 2 of Mudur village, Coondapur Taluk when both of them were minors; that he has attained majority and that he has come to understand that the collection of land revenue from the year 1933 onwards has been suspended. He requests that these arrears may be ordered to be remitted. The main points urged in support of his request are that the outstanding arrears for the years 1931 and 1932 remaining unpaid even after proceeding against the movables of his father were written off; that he and his brother have no means of paying; that the lands included in the holding are unproductive jungle tracts and that even the decreed debts of his deceased father could be satisfied only to a limited extent.

2/- Holding No.2 of Mudur village of Coondapur Taluk is not in arrears of land revenue nor has the collection thereof been suspended as alleged. The petitioner is the elder of the two jointly registered holders of holding No.1 of that village. The collection of the arrears of land revenue on this holding for faslis 1342 to 1355 amounting to Rs. 10087-12-6 has been suspended up to the end of fasli 1357 in G.O.Ms. No.1552 Revenue Department dated 19-7-46. With reference to the orders in G.O.Ms.2149 Revenue dated 30-11-45 the Board had in its Reference C.9744/45-1 dated 11-12-45 enquired whether the arrears on the holding then existing should be written off. This office report Ref.Pdl.6-10-45 dated 29-12-45 and Board's L.Dis.C.9744-45 dated 4-3-46 thereon may please be perused. It was suggested that the land revenue collection had been stayed for so many years and that it could as well wait till both the registered holders attained majority when the properties may be put up for sale under the Revenue Recovery Act and at least a portion of the arrears realized.

P.T.O.

3/- A sale of land alone will show what portion out of the arrears would be irrecoverable. Land sale under the R.R.Act is not possible now as the petitioner's younger brother will be completing 18 years of age only on 1-4-1948. The petitioner's request to remit the arrears now may be rejected and the result of the sale to be held after 1-4-1948 may be awaited for writing off any amounts that would then remain unrealized.

4/- The petition received with the Board's endorsement NC referred to above is enclosed.

Ghulam Nabi

For Collector.

4/5 -

(CNo. 4049E/46)

8

Read:

From A. Subba Rao, petition dt 1-8-46
To the Bd of Rev. Memo No. 4049E/46-1 dt 13.5.46
From the Bd of Rev. Ref. S 5552/46-2 dt 14.9.46

Pl issue + docket
Re
11.10.46

G.O. (MS) No. 2263 dt 12.10.46

The petitioner is informed that his request cannot be complied with. The lands will be put up for sale after 1.4.48 under the Revenue Recovery Act for the recovery of arrears of revenue due on the lands.

2. The Govt consider that the lands when sold should be bought by the Govt, if possible.

To
Sri A. Subba Rao,
Sri Veeraswallya, Mangalore
(Kepala Lonly)
The R/I & Bd

C. No 4·41 F/46

Assessment Land Revenue (South Kanara) Coondapur Taluk Undru village Hearing of suspended arrears Remission

From A. Subba Rao Petition dy 1-8-46

C.O. H.S. forwards

Please see the petition at pp 1-3 C. The petitioner being No I of Undru village, Coondapur Taluk minds in the name of two minor brothers one of whom is the petitioner who has since attained majority. It is in arrears of revenue from Fasli 1342 upto-date the collection of which is being suspended from time to time, the last order sanctioning the suspension till the end of Fasli 1357 was on 19-7-46 (G.O. No 1552 dy 19-7-46) P 3 ibid The total arrears upto-date amount to Rs. 10,087-12-6 No province is available for realisation of the land revenue nor can the sale of lands be resorted to now as there is the interest of the minor. P 2 ibid

Now the petitioner requests the Govt to arrears so far suspended for the reasons stated at "A" on P. 2. C. The recommendation of the Collector of S. Kanara are to be awaited before the petition is taken up for consideration. Subject to approval draft memo is put up below.

For orders whether the petn. may be referred to the Collr. of S. Kanara for remarks through the Bd. of Rev. Subject to orders a draft memo is submtd. for approval.

DR 9/8/46

9.8.46

MS 10/8/46

S-Uk 13/8/46

Issued as Memo No/ 4049 F/46-1 dt 13.8.46
From the Bd of Rev Ref. S. 555-2/46-2 dt 14.9.46

R. S. No 17, 1 sec 41 Fasli 3 Ord 34 RR No 129

Please See the notes ~~at~~ on p 1 above, the Memo to the Collr of S. Kanara at p 4 cf and and the Bd's ~~Refce~~ reply at pp 5-7 cf

2. For orders whether the Bd's recommendations ~~petitioner's request be~~ will be accepted and the petitioner informed accordingly. Subject to orders ~~informed as~~ at 'A' on p 5 cf the draft Memo is submitted for approval.

~~3. The further report from the Bd of Rev with refce to para 3 of its Refce at p 5 cf may be waited~~

24.9.46 24.9.46 S 27/9/46 S

H M (Rev) may like to see

Srivastava

H M (Rev) I agree with the Bd. But when GOI Govt should assess the lands if possible

6/10/46

To U.S

With refce to H.M's minute above, a revised draft order is submitted for approval

9.10.46 9.10.46 S 11/10/46

SECRETARY TO GOVERNMENT
7 OCT 1946
MADRAS